

HB 2287 -- TORT ACTION FOR DAMAGES

SPONSOR: Parkinson

This bill changes the determination of a defendant's liability in a tort action for damages by specifying that the liability of each defendant for compensatory or punitive damages must be several only and not joint. Each defendant can only be liable for the amount of damages allocated to that defendant in direct proportion to his or her percentage of fault. A separate several judgment shall be rendered against that defendant for that amount. The court or jury shall consider the fault of all persons or entities who contributed to the alleged injury or damages, regardless of whether the person or entity was, or could have been, named as a party to the suit.

This bill is similar to HB 364 (2011).